

## ORDINANCE NO. 1329

### AN ORDINANCE AMENDING CANBY MUNICIPAL CODE SECTION 16.06.030 REGARDING APPOINTMENT OF PLANNING COMMISSION MEMBERS.

**WHEREAS**, the City of Canby initiated an application (case no. TA-10-01) for an amendment to the text of Title 16, in order that the appointment of planning commission members reflect the process adopted by the City Council in their Policies and Operating Guidelines (POG) passed by Resolution 892; and

**WHEREAS**, the Planning Commission held a public hearing concerning the text amendment application on April 12, 2010, and based on their determination that the proposed amendment met all required approval criteria, voted 7-0 to forward a recommendation of approval to City Council; and

**WHEREAS**, the City Council received the text amendment application and Planning Commission recommendation on May 19, 2010, and found that the proposed amendment complies with the Comprehensive Plan of the city, and the plans and policies of the county, state, and local districts, and will preserve functions and local aspects of land conservation and development; that there is a public need for the change; that the amendment will serve the public need better than any other change which might be expected to be made; that the amendment preserves and protects the health, safety, and general welfare of the residents in Canby; and that it complies with the Statewide Planning Goals; and

**WHEREAS**, the City Council voted to approve Text Amendment No. TA 10-01 as presented, based on the findings in the Council staff report and directed staff to present Council with an ordinance to codify the amendment; now therefore,

#### **THE CITY OF CANBY ORDAINS AS FOLLOWS:**

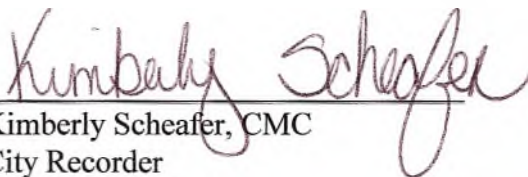
Section 1. Title 16 of the Canby Municipal Code (CMC), otherwise known as the “Land Development and Planning Ordinance of the City”, Section 16.06.030, is amended as follows:

(Added text is illustrated below in red underlined font while deleted text is illustrated in ~~strikeout font~~).

**16.06.030 Appointment and removal.**

Members of the Planning Commission shall be appointed by the City Council upon a recommendation of the Mayor, Council Liaison to the Planning Commission, and Planning Commission Chairperson. and Members of the Planning Commission may be removed by the City Council, after hearing, for misconduct or nonperformance of duty. Any vacancy shall be filled by the council for the unexpired term of the predecessor in the office.

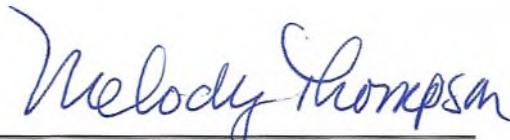
**SUBMITTED** to the Canby City Council and read the first time at a regular meeting therefore on Wednesday, June 2, 2010, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and scheduled for second reading before the City Council for final reading and action at a regular meeting thereof on Wednesday, June 16, 2010, commencing at the hour of 7:30 pm at the Council Meeting Chambers located at 155 N.W. 2<sup>nd</sup> Avenue, Canby, Oregon.

  
Kimberly Scheafer, CMC  
City Recorder

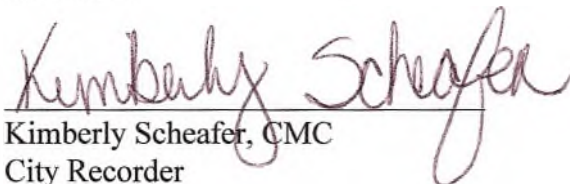
**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 16th of June 2010, by the following vote:

YEAS 5

NAYS 0

  
Melody Thompson, Mayor

ATTEST:

  
Kimberly Scheafer, CMC  
City Recorder